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EXAMINER

LEE, JAE W

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Art Unit: 1656

Applicants' amendment after final rejection, filed on 01/15/2009, is acknowledged. In the amendment, claim 21 recites a new claim limitation "A polynucleotide encoding a polypeptide comprising the following polypeptide sequences: 1) two sequences of F46L YFP; 2) at least one calmodulin sequence; 3) at least one calmodulin-binding domain of skeletal muscle myosin light chain kinase; and 4) at least one linker sequence comprising 1-30 amino acids," which has not been presented for examination on the merits. Therefore, Applicants' amendment of Claim 21 would introduce new issues that would require further consideration and/or new search if entered because these limitations have yet to be presented for examination on the merits.

Previous rejections of record remain in light of the non-entry of the Applicants' proposed amendment.

/Rebecca E. Prouty/
Primary Examiner,
Art Unit 1652